

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code Supplement section 29C.20A, the Department of Human Services amends Chapter 58, “Emergency Assistance,” Iowa Administrative Code.

These amendments update rules for the Iowa disaster aid individual assistance grant program to conform to the following changes made in 2008 Iowa Acts, House File 2564:

- The income limit for eligibility is raised from 130 percent of the federal poverty guidelines to 200 percent of the federal poverty guidelines (currently \$2,334 per month for a family of two).
- The limit on program benefits is changed to the specific amount of \$5,000, instead of the formula of 25 percent of 130 percent of the federal poverty level for a household of one, which changes annually when new poverty levels are released (currently about \$3,380).

These amendments do not provide for waivers in specified situations since these amounts are specified in statute and the Department has no authority to waive statutory provisions. The Council on Human Services adopted these amendments June 11, 2008.

In compliance with Iowa Code section 17A.4(2), the Department finds that notice and public participation are unnecessary because the legislation allows no deviation and impracticable because the legislation became effective before notice and public participation could be achieved.

The Department finds that these amendments confer a benefit by enabling more people to qualify for disaster aid individual grants. Therefore, these amendments are filed pursuant to Iowa Code section 17A.5(2)“b”(2), and the normal effective date of these amendments is waived.

These amendments are intended to implement Iowa Code Supplement section 29C.20A as amended by 2008 Iowa Acts, House File 2564.

These amendments became effective July 1, 2008.

The following amendments are adopted.

ITEM 1. Amend subrule 58.4(3), as follows:

58.4(3) The household’s self-declared annual income is at or less than 130 200 percent of the federal poverty level for a household of that size.

ITEM 2. Amend rule 441—58.5(29C), as follows:

441—58.5(29C) Eligible categories of assistance. The maximum assistance available to a household in a single disaster is ~~25 percent of the annual income limit for a household of one person~~ \$5,000. Reimbursement is available under the program for the following disaster-related expenses:

[Filed Emergency 6/11/08, effective 7/1/08]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 7/2/08.